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A L F R E D J. C A R D I N A L, a witness produced on behalf of the State, being duly sworn according to law, on his oath testified as follows:

DIRECT EXAMINATION BY MR. SIMPSON:

Q. You are a newspaper man, aren't you ?

A. Yes, sir.

Q. Connected with what paper ?

A. I was connected with the Home News and Sunday Times

Q. On the 14th of September, 1922 ?

A. Yes, sir.

Q. Did you get to the scene of these bodies where the bodies were ? A. Yes, sir.

Q. What time did you get there ?

A. I would say between a quarter to twelve and ten minutes to twelve.

Q. Was this officer who just left the stand there when you got there ? A. Yes, sir.

Q. Did you see this card that was propped up against the shoe ? A. I did not.

Q. You didn't pick it up ? A. No, sir.

Q. Or remove it ? A. No, sir.

Q. What did you see when you got there ?

A. Well, Officer Garrigan was sitting about on the hedge about fifteen or sixteen feet from where the --- from the head of the bodies, on the edge of the lane. I asked him who they were and he said he didn't know. So I walked

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around to where the bodies were and I noticed a pack of letters just --- about six inches below where the coat of Doctor Hall was folded at his trousers. Then about six inches up farther towards the head were a blue lodge card, Masonic identification card, his automobile registration card license and one or two personal letters. Then ---

Q. Did you take those letters ?

A. Yes, I inspected them.

Q. What did you do after you inspected them ?

A. I left them right there.

Q. Did you put them back in the same place you took them from ?

A. Yes, sir, exactly.

Q. This package that was below the coat, where was that package of letters lying, on his body or Mrs. Mills' or where ?

A. It was between the bodies.

Q. Where was this Masonic card, this blue card ?

A. That was in with these two or three personal letters, this automobile registration card and his automobile license card. Two separate packs.

Q. Where were they ?

A. Just about where the coat meets with the trousers, about six inches between were the love letters. Then in a circle starting below where these love letters were were four or five of his personal cards, calling cards. Now, I walked around and saw these cards lying there and I picked

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one of them up and wrote his name down and whatever was on the card.

Q. What did you do with it, take it away with you?

A. No, left everything the way it was.

Q. What was the condition of the bodies when you got there?

A. Well, her head was covered with this brown neck cloth which was folded from the right shoulder over on the neck and then thrown back over her head.

Q. Could you identify the letters if I showed them to you?

A. Yes, sir.

Q. MR. SIMPSON: What is this marked, Dengler?

MR. DENGLER: That is Exhibit 7, of August 13.

Q. Exhibit 7 of August 13th. Look at that bunch and see if you can recognize them?

MR. DENGLER: There may be others there.

MR. SIMPSON: Well, you have marked each sheet, as I understand it.

MR. DENGLER: Marked each sheet. But I say if 5 is there we want to know that also.

MR. SIMPSON: Well, whatever the numbers are.

A. This one marked A-1, State Exhibit 3, is one I can identify.

Q. You identify that as being at the scene on the bodies in this packet you spoke of?

A. Not on the bodies.

Q. Between the two bodies?

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A. Yes, between the two bodies.

Q. That is S-3 you identified?

A. Yes. Now, there is another letter which was right on the top of which I copied a portion.

Q. What was that?

A. Something about the God Pan, the Greek god.

Q. The Greek God Pan?

A. Being words or something to that effect.

Q. Can you find that there?

A. Yes, here it is. ^{State} Marked/Exhibit 7.

Q. You copied a portion of that? A. Yes, sir.

Q. What portion of that did you copy, can you read it?

A. About four or five lines here. "Was Pam religious? Did she feel good? Yes, I think so, but she hadn't found her soul, nor did Kris." Now, I don't remember ---

Q. Was it Pam or Pan?

A. This was Pam but I took it for Pan.

Q. You identify that because you remember writing that?

A. Yes.

Q. Now, can you show us what situation these letters were in when you saw them? They weren't, of course, in this envelope?

A. No. They were laid in this way, and this portion about the --- what I took to be the God Pan or Pam was lying on the top and they were folded in this direction and the bodies were parallel in this position and these letters were

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lying one on top of the other like this, and about six inches from the letters and the cards which I mentioned before, this lodge card, and automobile registration card.

Q. Where would that bring it with reference to the Doctor? Was it opposite his thigh or knee?

A. I would say just about where his right knee was and about six inches to the right of his right knee.

Q. Were they folded like that or carelessly thrown around?

A. No, folded as if they had been placed between the bodies.

Q. No envelopes? A. No envelopes.

Q. Now, did you have any more familiarity with the story or were you taken right off the story -- before I ask you that, are you still employed by the --- A. No.

Q. Where are you employed now?

A. I am not employed at all.

Q. Did you make an appointment to go and see Mrs. Hall on this day? A. Yes, I did.

Q. What happened, did you see her? A. I did not.

Q. What happened? A. Well, when I got through with the story the newspaper authorities didn't want to print the story before making absolutely sure of the identification of Doctor Hall.

Q. So for that reason you didn't go to see her?

A. Not exactly that. I gave them a description of Doctor Hall and they said that Mr. Wray knew him personally,

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and they said they would send Mr. Wray down there. In the meantime they asked me to call up Mrs. Hall, and I did. I called her up on the 'phone.

Q. What did she say ?

A. I asked her if this was Mrs. Hall speaking and she said yes, and I asked her if her husband was home and she said no. And I asked her then where he was, or if she knew where he was, in substance, and she said she didn't know. I then asked her if she couldn't in any way tell us where he had gone to and she said she couldn't, and she asked me then, "Has anything happened to him ? Has he been in an automobile accident ?" "Well," I said that I couldn't tell her what had happened then and I asked her if I could call at her home to talk it over and she told me yes. Almost immediately after that I was advised by the owner of the newspaper not to call there.

Q. You don't know why ? Of your own knowledge you don't know why ?

A. Well, I presume ---

Q. Not what you presume, but you of your own knowledge don't know why you weren't supposed to go there. You didn't hear from Mrs. Hall again ?

A. No.

Q. Anything you would get would be from somebody else and you didn't go there ?

A. I didn't go there.

Q. Were there any members of the Hall Family at the newspaper office when you came in with the story ?

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A. No, not when I came in with the story. It took me about ten minutes to write the story and about five minutes to call her up, and it seemed to me about five or ten minutes after I had written the story and telephoned when Mr. Edwin Carpender and Mr. Florence entered the office.

Q. What time would that be, about?

A. I would make that about sometime between twelve and a quarter past, I should judge, maybe a little later, maybe a little earlier.

Q. Were you there when the bodies were taken away?

A. No, sir.

Q. Did you leave before that?

A. No, sir, I left.

MR. SIMPSON: Cross examine.

CROSS EXAMINATION BY MR. PFEIFFER:

Q. Mr. Cardinal, I understand you to say that Mr. Florence and Mr. Edwin Carpender came to the New Brunswick Home News office after you had telephoned to Mrs. Hall?

A. Right.

Q. About how long, a few minutes afterward?

A. I should say five or ten minutes afterwards.

Q. And did you have any conversation with him?

A. Yes.

Q. What did they say?

A. Why, Mr. Edwin Carpender told me that they knew

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that Mr. Hall had been missing since Thursday night previous, He told me that they knew that.

Q. Anything further ?

A. That is about all, I guess, that I recall just now.

MR. PFEIFFER:

Q. Do I understand that Mr. Simpson has offered those in evidence ?

MR. SIMPSON: They were offered in evidence and marked at the time Charlotte identified them as letters. They were offered and marked.

MR. PFEIFFER: These are the same ?

MR. SIMPSON: Yes.

MR. PFEIFFER: May I, in order to save time, ask the court's permission at the proper time to have photographic copies of these letters made ? I don't assume Mr. Simpson would object.

MR. SIMPSON: I haven't any objection as long as they are safe.

MR. PFEIFFER: It will be done wherever you suggest, at sometime suitable to you, Senator.

MR. SIMPSON: They are in the custody of Inspector Underwood and you will have to make your arrangements with him.

RE-DIRECT EXAMINATION BY MR. SIMPSON:

Q. The eyes of these people, were they both closed or both open, these bodies when you got there ?

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A. When I went there the faces were covered. Officer Carrigan at my request took the neck cloth which covered Mrs. Mills' face when I asked him who this woman was, and he pulled it back from her face and I noticed then that her eyes were wide open, and I also notice the bullet hole in the center of her forehead close to the hairline encircled by what seemed to me a large powder ring.

Q. Powder ? A. That is what it looked like to me.

Q. And the Doctor's eyes, were they closed or open ?

A. His eyes were, I would say, almost closed, and he had his spectacles on. The spectacle covering his left eye being spotted with blood.

Q. Did you notice any bullet wound on him ?

A. Yes, a wound I think behind the left ear.

Q. Did you pick up any cartridge shells there ?

A. No, but I saw the cartridge shells. There was one right where his shirt meets here, just a little above where the vest is buttoned, and there were several others that had been strewn, it looked as though they had been emptied from a gun and went out on top on his body, and three or four others were between the two bodies.

Q. And you didn't take those away, did you ?

A. No, sir.

Q. You don't know who took them ? A. No, sir.

Q. I think the clothes, you have testified already, were all composed ? A. Yes.

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Q. The clothes were in perfect order ?

A. Yes. Her dress was neatly tucked underneath her body and her legs.

Q. As if someone had done that after she was killed ?

A. Yes.

Q. Did it look as if she had fallen that way or a person had tucked it in ?

A. No, it looked as though they were arranged that way.

Q. And how about his ?

A. They were the same way.

RE-CROSS EXAMINATION BY MR. PFELTER:

Q. From your answers to the Senator, I gather it was clear to your mind that the bodies had been laid out after they were killed ?

A. I drew that impression from the position of the bodies and the arrangement of their clothes as though someone had been there and had neatly arranged the clothing.

Q. And the position of the letters which you speak of were such that they probably could not have fallen out of his clothes but had been put there too ?

A. Had been placed there. I drew that from the fact if they had fallen out they would have slid out a little like that, you see, but they were altogether. They were stacked as a pack of cards would be. If a pack of cards would fall it would be the conclusion they would slip out.

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Q. Then you say you didn't see the calling card that was propped up against the foot of Doctor Hall?

A. I can swear there wasn't any there.

Q. At the time you got there?

A. When I got there, but there was one about seven or eight inches from his left foot in the grass, and there were three or four other calling cards that encircled his feet and went around to where these love letters were placed.

Q. Now, you said you saw some empty shells. Do you remember how many empty shells you saw?

A. Well, at least four, I should say.

Q. You are sure you saw at least four?

A. I am positive.

Q. From your observation were they all of the same calibre?

A. I didn't notice so closely those that were in the grass as I did the one that was on his shirt and right up on his chest.

Q. And you didn't pick up any of the shells?

A. No, I didn't touch a one of them.

Q. In your testimony with respect to the bullet wound in the face of Mrs. Mills, did you see there a power ring?

MR. SIMPSON: A powder mark.

A. Yes, it looked to ^{me} like as if she had been shot at close quarters. Now, I say that because the ring was without exaggeration between an inch and a quarter and an inch and a half in diameter, a black ring with a neatly drilled bullet

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hole practically just a trifle below the hairline.

Q. In the forehead? A. In the forehead.

Q. On the right or left side?

A. I couldn't say. It looked to me almost in the center as I looked down over the body.

Q. Were you able to tell whether the course of that particular bullet was upward or downward?

A. That I can't say.

Q. How many bullet wounds did you observe in her head?

A. Just that one.

Q. That is the only one you saw. Now, who took the hat off Doctor Hall's face and head?

A. I am under the impression that Officer Carrigan removed that to aid me to identify them.

Q. You are not absolutely sure it was Officer Carrigan but you think it was?

A. I don't remember anyone else being there, and I asked as I stepped over the hedge, "Who are they?" That is my first question, and he said, "I don't know," so I immediately started to find out. Now, I walked from over the hedge where he was standing around her body and in between the two bodies and knelt there, and there was just room for me to kneel between the two bodies to examine the cards there and scrutinize the bodies.

Q. Now, Mr. Cardinal, when you did examine the cards did you take the cards up in your hands, in your fingers?

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A. Yes, I did.

Q. Do you recall how you picked them up ?

A. What do you mean ?

Q. I mean to say you take an ordinary -- have you got a card ?

A. Now, here are the love letters. I can show you how I picked these up. These were as I described, and I picked these up and this portion about Pan or Pam was lying on the top this way, and I picked them up this way, and I had my paper and pencil and I laid it down on my knees and scribbled that small portion. I didn't want to disturb all these letters because I had in mind that that was work for the State in the criminal department.

Q. Do I understand then that you picked up only the one top letter, or you picked them all up but you simply opened up the top one ?

A. As I recall, I picked up the two top ones, the two top ones only.

Q. You only opened the top one ?

A. I only copied x small portions which are on record in the newspaper office.

Q. But you had the entire package of letters in your hands?

A. I don't think so. I only had the two top ones.

Q. Did you take the calling cards ? You said there were several. Did you also take those up in your hands ?

A. I picked up the one at the right of his left foot.

that I picked up and copied from, the name and so on whatever was on that card.

Q And did you pick up the masonic lodge card and hold that in your hand too?

A Yes.

Q Did you take Dr. Hall's glasses off his nose and have your fingers on them? A No sir.

Q Did you handle his shirt or the clothing of either of them? A Nosir.

Q And you went back to your office, I suppose, before the arrival of Mr. Totten and Dr. Long, or did you wait until they came?

A No, I went back immediately. Now, I can't say whether ~~xxxxxx~~ they were there before me or after me, but to my knowledge, why, they weren't there when I left there.

Q Are you able to tell us who was there when you got there and who was there when you left, do you recall?

A Well, young Mrs. Schneider lead me to within probably thirty or forty feet of where they were and pointed out Officer Garrigan to me. Now, when I arrived there he was the only one there.

Q Officer Garriagen and Schneider were the only persons there? A Yes.

Q At the time of your arrival? A Yes

you understand I came back from the Police Station with Schneider and the automobile driver who took us out there. You understand?

Q From the Police Station to the scene of the murder?

A Yes. They had taken Mr. Schneider to the police station to make some preliminary depositions. Now, on the return I accompanied them to De Russey's lane, My recollection is that the automobile driver stopped his car at DeRussey's lane and Officer Garrigan was standing there at the Junction Easton Avenue and De Russey's lane. Then young Schneider accompanied me to within thirty or forty feet or so of where officer Garrigan was. Well, there was no one else there except Officer Garrigan when I arrived there.

Q Now, at the time you left did you observe how many people were there?

A It seems to me there was somebody else there, but I can't recall and I don't know who it was.

Q Mr. Cardinal, did you observe the position of the bullet wounds in the head of Dr. Hall?

A I didn't scrutinize it but as I walked around his head the bullet wounds seemed to be in back of the left ear.

Q You couldn't tell whether that was the point of entrance or the point of exit?

A Nok I could not. From my experience it didn't look like a point of entrance.

Q It didn't look like the point of entrance?

A It looked jagged.

Q It wasn't clear cut? A No, it wasn't like ^{the} ~~a~~ bullet hole in her forehead.

Q And it would seem more like a hole which would be made by a bullet that had gone through the skull and had been partly flattened out?

A It might be, because there are bones there which might cause it to be jagged.

Q And that was the only bullet wound that you saw in his head?

A In his head, yes.

Q You didn't find out where the other point of entrance or wxit, whichever it was, was?

A No sir.

MR. PFEIFFER: That is all.

REDIRECT EXAMINATION BY MR. SIMPSON:

Q This shell that you told the counsellor that you examined closely on his vest, could you tell what caliber it was?

A I drew the conclustion that it was a 32 or some caliber near that.